

Serial No. 09/476,290

REMARKS

The claims have been restricted into three groups of invention as follows:

- Group 1: Claims 1-3, 6-10, and 18-21 human neurturin growth factor
Group 2: Claim 61 method for detecting growth factor with antibodies
Group 3: Claim 62 kit with antibodies

The above restricted claims are not the claims that Applicants intended to present to the USPTO for examination in the present application. Applicants had presented the above restricted claims at the time of filing the present application. However, before any examination commenced, Applicants submitted a preliminary amendment under 37 C.F.R. 1.115, which cancelled the above restricted claims and presented new claims 99-126 for examination. Applicants submit herewith a copy of the filing receipt and the preliminary amendment. Applicants respectfully request that the Office examine claims 99-126 and issue a new office action for these claims.

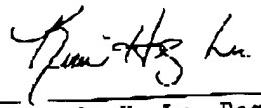
Nevertheless, to comply with 37 C.F.R. 1.143, Applicants hereby provisionally elect Group 3. Again, Applicants did not intend to prosecute any of the above restricted claims. Instead, Applicants wishes to prosecute claims 99-126 in the present application.

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CONCLUSION

Applicants believe they have complied with the Examiner's restriction requirement. Applicants respectfully request that the Office issue a new office action that addresses claims 99-126 and cancel or disregard the present restriction requirement.

Respectfully submitted,



Kimberly H. Lu, Reg. #51,973
Thompson Coburn LLP
One US Bank Plaza
St. Louis, Missouri 63101
Telephone: 314-552-6307
Fax: 314-552-7307

09/476,290

6029-2669

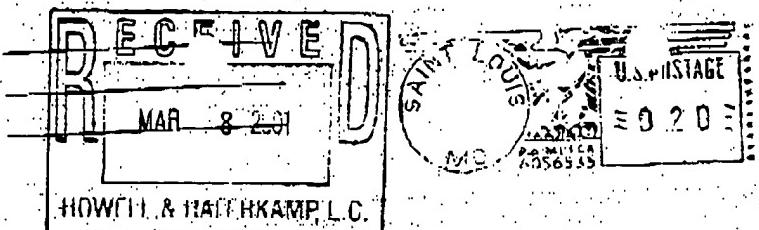
Serial No. _____ Reg. No. _____

Title/Trademark Eurytropin and Related Growth FactorsIn the Matter of Johnson et al. (Washington U.)

The following has been received thereon the date stamped hereon:

2-23-01 (lbe)

 Notice of Appeal Declaration & Power of Attorney Petition Assignment DS Maintenance Fee Transmittal Statement of Use Check #36985 \$144.00 Renewal Application Issue Fee Transmittal Trademark Application Drawings Sheet(s) (Format, Inclined) Patent Application Notice of Opposition Response Letter Specimen MAR 08 2001 Motion Small Entity Transmittal (ip. duplicate) 



Howell & Haferkamp, L.C.
Pierre Laclede Center, Suite 1400
7733 Forsyth Boulevard
St. Louis, MO 63105-1817

6029-2669

09/09/2001
 Reg. No. _____
 Do. No. _____
 Serial No. 09/09/2001
 Title/Trademark Neurturin and Related Growth Factors
 In the Matter of Johnson et al. (Washington U.)
 The following has been received there on the date stamped hereon:
 2-23-01 (lbe)

Affidavit
 Amendment under Section 8 & 15
 (Preliminary)
 Amendment
 Assignment
 Maintenance Fee Transmittal
 Check #36985 \$144.00
 Issue Fee Transmittal
 Drawings - Sheet(s) (Format; Informal)
 Notice of Opposition
 Letter
 Motion
 Transmittal (in duplicate)

Notice of Appeal
 Declaration & Power of Attorney
 Petition
 IDS
 Statement of Use
 Renewal Application
 Trademark Application
 Patent Application
 Response
 Specimens
 Small Entity

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36985

WELL & HAERKAMP, L.C.
 COUNSELORS AT LAW
 3/2001 Commissioner of Patents & Trademarks

Date Reference No. Description
 3/2001 Johnson et al. (Wash U) Amendment

Matter ID
 6029-2669

Amount
 144.00

3/2001

144.00

TOTAL PAID INVOICES

36985

HOWELL & HAERKAMP, L.C.
 COUNSELORS AT LAW
 7733 FOKSITH, SUITE 1400
 ST. LOUIS, MO 63105-1783
 (314) 727-5188

Express Mail/Invoice Number:
 MEMO: S/N 09/476,290

FIRSTSTAR BANK, N.A.
 4-21-810

Matter ID: 6029-2669

AMOUNT
 \$** 144.00

DATE
 2/23/2001

One Hundred Forty-Four & No/100 Dollars

PAY
 TO THE
 ORDER OF
 Commissioner of Patents & Trademarks
 Washington, D.C. 20231

Kaufman
Joe M. Shabazz

1997452620*

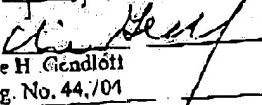
#036985# 00810002100

PATENT

Docket Number: 6029-2669

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited in the United States Postal Service as first class mail in an envelope addressed to **BOX FEE AMENDMENT**, Assistant Commissioner for Patents, Washington, D.C. 20231 on
February 23, 2001.


 Elie H. Gendloff
 Reg. No. 44,704

In re Application of: Johnson et al.

Examiner: unknown

Serial No.: 09/476,290

Group Art Unit 1619

Filed: December 30, 1999

For: NEURTURIN AND RELATED GROWTH
FACTORS
BOX FEE AMENDMENT
 Assistant Commissioner for Patents
 Washington, D.C. 20231
AMENDMENT TRANSMITTAL LETTER

Transmitted herewith is an amendment in the above-identified application.

Small entity status of this application under 37 C.F.R. §§ 1.9 and 1.27 has been established by a verified statement previously submitted.

A verified statement to establish small entity status under 37 C.F.R. §§ 1.9 and 1.27 is enclosed.

	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NO. PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE	ADDED FEE
TOTAL.	28	20	8	\$18.00	\$144.00
INDEP.	1	3	0	\$80.00	\$.00
TOTAL FEES FOR ADDITIONAL CLAIMS					\$144.00

TOTAL FEES FOR ADDITIONAL CLAIMSTOTAL FEES FOR ADDITIONAL CLAIMS

A petition for a month extension of time is enclosed.

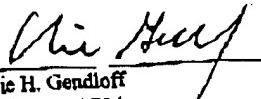
If an extension or an additional extension of time is required, but is not enclosed, please consider this a conditional petition therefor and charge Deposit Account 18-1829 accordingly.

A check in the amount of \$144.00 is attached.

No additional fee is required.

Please charge any deficiencies or credit any overpayment to Deposit Account 18-1829. A duplicate copy of this sheet is attached.

Respectfully submitted,


 Elie H. Gendloff
 Reg. No. 44,704
 Howell & Haefkamp, L.C.
 7733 Forsyth Boulevard, Suite 1400
 St. Louis, Missouri 63105
 (314) 727-5188

PATENTIN THE UNITED STATES PATENT AND TRADEMARK OFFICE

St. Louis, Missouri
February 22, 2001

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited in the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 on February 23, 2001.

Elie H. Gendloff
Reg. No. 44,704
7733 Forsyth Boulevard
Suite 1400
St. Louis, Missouri 63105
(314) 727-5188

In re application of:
Johnson et al.

Serial No.: 09/476,290

Examiner unknown

Filed: December 30, 1999

Group Art Unit 1649

For: NEURTURIN AND RELATED
GROWTH FACTORS

Assistant Commissioner for Patents
Washington, D.C. 20231

PRELIMINARY AMENDMENT

This paper is submitted as a preliminary amendment to correct for inaccuracies in the citation of figures in the description, to delete all reference to figures that were not included in the application-as-filed and to present new claims that are more clear and distinct. The applicant respectfully requests that the application be amended as indicated and the remarks be entered in this case.

IN THE SPECIFICATION:

On page 59, line 20, please replace "11" with -12--.